IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY APPLICATION (LODGING) NO.97 OF 2004

IN

COMPANY PETITION NO.743 OF 1990

Mr.S.K.Modi ...Applicant

Versus

The Official Liquidator of

M/s.Modi Stone Ltd. (in liqn.)

& Anr. ...Respondents

.....

Mr.A.Ramakrishna for Applicant.

Mr.S.C.Gupta, Official Liquidator is present.

Ms.Asha Bhambwani for Respondent No.2.

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CORAM: A.M.KHANWILKAR, J.

SEPTEMBER 15, 2005.

P.C.

1. Counsel for the Applicant states that this Application has become infructuous, as the Suit is already disposed of. He, however, seeks liberty to file fresh application, as the Applicant may pursue remedy of appeal.

2. Application dismissed as withdrawn with liberty as prayed.

A.M.KHANWILKAR, J.